

Case No. 05-3568

08 MAY 27 PM 4:05

**UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT**

**ORDER**

JOHN FAUTENBERRY,

Petitioner - Appellant

v.

BETTY MITCHELL, Warden,

Respondent - Appellee

1:00CV332

BEFORE: BATCHELDER, Circuit Judge; MOORE, Circuit Judge; GILMAN, Circuit Judge;

Upon consideration of motion to stay mandate,

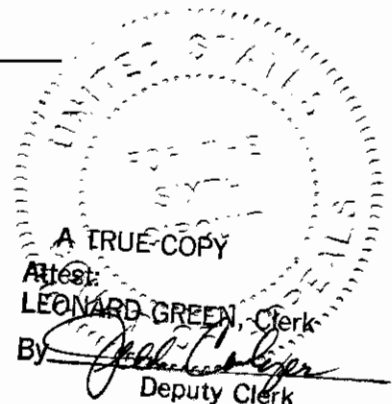
It is ORDERED that the mandate be stayed to allow appellant time to file a petition for a writ of certiorari, and thereafter until the Supreme Court disposes of the case, but shall promptly issue if the petition is not filed within ninety days from the date of final judgment by this court.

**ENTERED BY ORDER OF THE COURT**

Leonard Green, Clerk

*Leonard Green*

Issued: May 27, 2008



**UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT**

Leonard Green  
Clerk

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Filed: May 27, 2008

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Re: Case No. 05-3568, *Fautenberry v. Mitchell*  
Originating Case No. : 00-00332

Dear Sir or Madam,

The Court issued the enclosed (Order/Opinion) today in this case.

Sincerely yours,

s/Jill Colyer  
Case Manager  
Direct Dial No. 513-564-7024  
Fax No. 513-564-7098

cc: Honorable James L. Graham  
Mr. James Bonini

Enclosure

James Bonini  
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Cincinnati, OH 45202-0000

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